

146.1307

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: :
JEAN-LUC DUBOIS :
Serial No.: 202,217 :
Filed: December 9, 1998 :
For: NEW DEVICES...AS MEDICAMENTS :



600 Third Avenue
New York N.Y. 10016

DECLARATION UNDER RULE 47

Asst. Commissioner for Patents
Washington, D.C. 20231

Sir:

Jean-Claude Vieillefosse hereby deposes and says:

That he is head of the Patent Department of Hoechst Marion Roussel.

That Jean-Luc Dubois is the inventor of the above application as can be seen by the declaration for designation of the inventors dated June 23, 1997 executed by him and acknowledged by me in my letter of October 7, 1997, a copy of which is filed herewith as Exhibit A.

That under French law, an inventor employee is required to assign his inventions to his employer as can be seen from the copy of the French law and an English translation thereof filed herewith as Exhibit B.

That Jean-Luc Dubois was an employee of Roussel Uclaf, the

predecessor of Hoechst Marion Roussel, as can be seen from the copy of his employment contract and an English translation thereof filed herewith as Exhibit C.

That it can be seen from page 2 of the translation of Exhibit C that "Your studies, research and results are the full and total property of our company."

That his assistant wrote to Mr. Dubois on November 9, 1998 in an effort to confirm Mr. Dubois' home address as can be seen from the copy of the letter and English translation filed herewith as Exhibit D.

That on December 2, 1998, he telefaxed Mr. Dubois at his new place of employment asking for his new home address so the application including the specification, claims and declaration could be forwarded to him for signature as can be seen from the fax copy and English translation thereof filed herewith as Exhibit E.

That on December 30, 1998, he forwarded to Mr. Dubois at his new place of employment two applications including the above-identified application with declaration and assignment for execution as can be seen from the copy of the letter and English translation thereof filed herewith as Exhibit F.

That the executed documents were never returned by Mr. Dubois despite repeated telephone calls by Mr. Vieillefosse and Mr. Dubois has indicated that he will not execute the documents.

It is declared by the undersigned that all statements made herein of undersigned's own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S. Code 1001, and that such willful false statements may jeopardize the validity of this application or any patent issuing thereon.

Hoechst Marion Roussel

Jean Claude Vieillefosse

Jean-Claude Vieillefosse

Date:

September 1, 1999

Jean-Claude VIEILLEFOSSE
CHEF DU DÉPARTEMENT DES BREVETS
FONDÉ DE POUVOIR

Hoechst Marion Roussel

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